

3. **Request for waivers/variances:**

**In applications for local exchange service authority under Sections 13-404 or 13-405, waivers of Part 710 and of Section 735.180 of Part 735 are generally requested. In applications for interexchange service authority under Sections 13-403 and 13-404, waivers of Part 710 and Part 735 are generally requested. Please indicate which waivers Applicant is requesting and explain why Applicant is requesting each waiver/variance.**

- |   |                 |   |
|---|-----------------|---|
| ■ | Part 710        | Uniform System of Accounts for Telecommunications Carriers  |
| ■ | Part 735        | Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service and Issuance of Telephone directories for Local Exchange Telecommunications Carriers in the State of Illinois |
| ■ | Section 735.180 | Directories   |
| ■ | Other           | 83 Ill Adm. Code Part 250 (keeping administrative books in Illinois)  |

Applicant seeks a waiver of Part 710 Uniform System of Accounts ("USOA") for Telecommunications Carriers because Applicant currently maintains a single set of its books and records according to the Generally Accepted Accounting Principles ("GAAP"). Accordingly, Applicant requests the waiver to avoid the burdens associated with maintaining two sets of books. USOA was designed for an older form of rate base regulation that has little value in the current telecommunications environment.

Moreover, for companies other than ILECs, GAAP is the standard accounting method - a method that provides sufficient detail for easy comparison between telecommunications companies. Applicant understands that a waiver of this requirement will not excuse it from compliance with future Commission rules or amendment of Part 710 that are otherwise applicable to the Applicant.

Applicant seeks a waiver of Part 735 with regard to issuing directories. Applicant will contract with the incumbent LEC to ensure directories are made available to its retail customers.

Applicant seeks a waiver of part 735.180 to the extent that it will contract with the underlying incumbent LEC for the provision of directory listings. Applicant understands that failing this agreement, it is responsible for the provision of directory publications.

Finally, Applicant seeks a waiver of ILL ADMIN CODE title 83 Section 250.10, which requires public utilities to keep books, accounts, records and memoranda within the State of Illinois. Applicant maintains its books and records at its offices in California. Should it be necessary for the Commission to have access to those books and records, Applicant will facilitate such access expeditiously and at its own expense.

**7. Please check type of organization?**

- |                                      |   |            |
|--------------------------------------|---|------------|
| <input type="checkbox"/> Individual  | <input checked="" type="checkbox"/> Corporation |            |
| <input type="checkbox"/> Partnership | <b>Date Corporation was formed:</b>             | 10/15/2003 |
|                                      | <b>In What State?</b>                           | California |
| <input type="checkbox"/> Other – LLC |   |            |

**8. Submit a copy of articles of incorporation and a copy of certificate of authority to transact business in Illinois.**

See Exhibit I.

**9. List jurisdictions in which Applicant is offering service(s).**

California, Florida and New York

**10. Has the Applicant, or any principal in Applicant, been denied a Certificate of Service or had its certification revoked or suspended in any jurisdiction in this or another name?**

- ☐ Yes (please provide details)  
☒ No

**11. Have there been any complaints or judgements levied against the Applicant in any other jurisdiction?**

- ☒ Yes (please provide details) Please See Exhibit II  
☐ No

**12. Has Applicant provided service under any other name?**

- ☐ Yes (please provide list)  
☒ No

**13. Will the Applicant keep its books and records in Illinois?**

- ☐ Yes  
☒ No (if No, permission pursuant to 83 Ill Adm. Code Part 250 needs to be requested.

The Applicant seeks permission as anticipated in 83 Ill. Admin. Code, Part 250 to maintain its books and records outside the State of Illinois. Applicant maintains its books and records at its headquarters in Santa Ana, California. In case it should be necessary for the Illinois Commerce Commission to have access those books and records, the Applicant will facilitate that access at its own expense.

**Q. Will you please state your name and business address.**

A. My name is Everardo Rodriguez, and go by the nickname Tony. My business address is 267 N Main St. #320, Santa Ana, CA 92750. I can be reached through a toll free number: 888-425-8880.

**Q. By whom are you employed and in what capacity?**

A. I am the President, Chief Executive Officer, and a shareholder of WTI Communications Inc.

**Q. Please give a brief description of your background and experience.**

A. I have been in the telecommunications industry for more than 15 years. I began my career with Dictaphone Corporation as Federal Accounts Manager for the Western region and then worked for LDDS Metro Media as a salesman and then for Frontier. Soon after I started my own successful agency with Brooks Fiber Communications and now am the Chief Executive Officer for WTI Communications, Inc.

**Q. What is the purpose of your testimony?**

A. The purpose of my testimony is to demonstrate that WTI Communications, Inc. ("WTI" "the Company") is technically, financially, and managerially capable of providing local long distance telecommunications services in Illinois.